

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	William J. Bertrand et al.	Examiner:	Carrie R. Harris
Serial No.:	10/698,117	Group Art Unit:	3735
Filed:	October 31, 2003	Docket No.:	M190.247.101 / P0011522.00
Due Date:	October 1, 2009		
Title:	INDICATOR TOOL FOR USE WITH AN IMPLANTABLE MEDICAL DEVICE		

**RESPONSE TO RESTRICTION REQUIREMENT AND SPECIES ELECTION
REQUIREMENT**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is responsive to the Office Action mailed September 1, 2009, in which a Restriction Requirement was set forth relative to the Examiner-identified inventions of Group I (claims 1-17), Group II (claims 18-32), and Group III (claims 33-36). In response, Applicant hereby elects Group I (claims 1-17) without traverse.

In addition, the Office Action sets forth a Species Election Requirement relative to the Examiner-identified Species A, B, or C of Group I and the Examiner-identified Species A, B, or C of Group II. In response, commensurate with Applicant's election of Group I, Applicant hereby elects Species B with partial traverse for the reasons below. With this species election, Applicant asserts that claims 8 and 13 are generic, and that the elected species encompasses claims 8-17.

The Office Action characterizes Species B (of Group I) as "indicator tool interface module and electronic compass module," and Species C (of Group I) as "locator tool interface module, target compass module, and background compass module". With these characterizations in mind, it is respectfully noted that the "indicator tool interface module" of Species B (e.g., claim 8) is akin to the "locator tool interface module" of Species C (e.g., claim